

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Christian *et al.*

Serial No.: 09/677,653

Filed: October 3, 2000

For: INSECT VIRUSES AND THEIR
USES IN PROTECTING PLANTS

Examiner: Brenda G. Brumback

Art Unit: Unknown

Certificate of Facsimile Transmission

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office, (703) 305-7401, on the date indicated below.

Date: November 13, 2001

Signed: Wendy Wilson
Wendy WilsonOfficial
11-13-01
bts

LETTER

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

On November 9, 2001, the undersigned received a voicemail message from Examiner Brumback inquiring as to whether a response was filed to the March 29, 2001 Office Action. In response, I obtained the file and found that no Office Action was contained therein. I also had our Docketing Department review the status of this file and they indicated that no Office Action was ever docketed for this application.

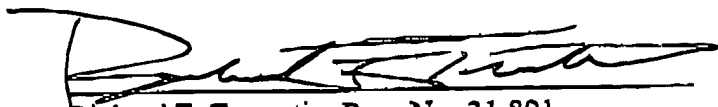
On Monday, November 12, 2001, the undersigned left a voicemail message with Examiner Brumback relating these facts. On November 13, 2001, Examiner Brumback asked that I memorialize the facts in a letter to her and that the Office Action would be reissued.

The Commissioner is hereby authorized to charge any additional fees, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Our Order No. A-58631-4/RFT/DJM).

Respectfully submitted,

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP

Dated: November 13, 2001


Richard F. Trecartin, Reg. No. 31,801

Four Embarcadero Center, Suite 3400
San Francisco, California 94111-4187
Telephone: (415) 781-1989